

**Department of Transportation  
Olympia, Washington 98504**

January 14, 2009

ATTENTION: All Bidders and Planholders

**CONSOLIDATED ADDENDUM B**

SR 20, SR 153, SR 155 NCR SEAL 2009 AND SR 20 ROADSIDE SAFETY IMPROVEMENTS <b>09B003</b>	SR 28/SR281 QUINCY AREA – PAVING <b>09B009</b>	SR 542 BRITTON RD TO COAL CR BR VIC – PAVING <b>08A024</b>
SR 169 GREEN RIVER BRIDGE EMBANKMENT FAILURE <b>08A043</b>	US 104 1.2 Mi. W. of HCB - Fish Passage <b>08C520</b>	I 5 S 272ND ST TO SOUTHCENTER PARKWAY RAMP PAVING <b>08A035</b>
SR 433 LEWIS AND CLARK BRIDGE SUBSTRUCTURE PAINTER <b>08X312</b>		

The Amendment to Form FHWA 1273, Revised May 25, 2007 is amended as follows:

The Amendment to Form FHWA 1273, Revised May 25, 2007, is deleted and replaced with the attached Amendment to Form FHWA 1273 Revised January 9, 2009.

Bidders shall furnish the Secretary of Transportation with evidence of the receipt of this addendum. This addendum will be incorporated in the contract when awarded and when formally executed.

**Pasco Bakotich, P.E  
State Design Engineer**

Attachment:  
Amendment to Form FHWA 1273 Revised January 9, 2009

## **REQUIRED CONTRACT PROVISIONS FEDERAL-AID CONSTRUCTION CONTRACTS**

(Exclusive of Appalachian Contracts)

Under Section II, Paragraph 8b is revised as follows:

The reference to 49 CFR 23 is revised to read 49 CFR 26.

Under Section II, Paragraph 8b is supplemented with the following:

The contractor, sub-recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of USDOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the recipient deems appropriate.

Under Section II, in accordance with standard specification 1-08.1(1) and applicable RCWs a new paragraph 8d is added as follows:

The contractor or subcontractor agrees to pay each subcontractor under this prime contract for satisfactory performance of its contract and/or agreement no later than ten (10) days from the receipt of each payment the prime contractor receives from WSDOT or its sub-recipients. The prime contractor agrees further to return retainage payments to each subcontractor within ten (10) days after the subcontractor's work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval of the WSDOT. This clause covers both DBE and non-DBE contractors.

Under Section IV, Paragraph 2b(4) is deleted.

Under Section IV, Paragraph 4, "and helpers" is deleted from the title.

Under Section IV, Paragraph 4a(1), add:

The provisions in this section allowing apprentices to work at less than the predetermined rate when they are registered in a bona fide apprenticeship program registered with the U.S. Department of Labor, Employment and Training Administration, or with the Bureau of Apprenticeship and Training, does not preclude a requirement for the Contractor to pay apprentices the full applicable predetermined rate in the event a State Apprenticeship Agency, recognized by the Bureau, has not approved, or withdraws approval, of an apprenticeship program.

Under Section IV, Paragraph 4c is deleted.

Under Section IV, Paragraph 6 is revised by deleting "helpers" and "helper".

Under Section IV, Paragraph 7 is revised by deleting "helpers".

Under Section V, Paragraph 2a is revised by deleting "helpers".

Under Section V, Paragraph 2b, the first sentence is revised to read, "The payroll records shall contain the name and an individually identifying number (e.g., the last four digits of the employees social security number) for each such employee; his or her correct classification; hourly rates of wages paid (including rates of contributions or costs anticipated for bona fide fringe benefits or cash equivalent thereof the types described in Section 1(b)(2)(B) of the Davis Bacon Act); daily and weekly number of hours worked; deductions made; and actual wages paid. Payrolls shall not

include the full social security number and home address of covered workers. Contractors and subcontractors shall maintain the full social security number and home address of each covered worker and shall provide them to the SHA upon request.”

Under Section V, Paragraph 2d(2) is revised by deleting "helper".

Section VI, Records Of Material, Supplies, And Labor, is deleted

Amendment to Form FHWA 1273  
Revised January 9, 2009

NOTE: COMPANY NAME MUST BE FILLED IN TO CERTIFY  
ACKNOWLEDGEMENT OF THIS ADDENDUM.

ADDENDUM #: \_\_\_\_\_

RECEIVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ALL PROPOSAL HOLDERS PLEASE SIGN AND RETURN THIS PAGE BY  
RETURN  
FAX AT 360-705-6810.

**NOTE !! SUBCONTRACTORS, MATERIALS SUPPLIERS AND  
PLANCENTERS NEED NOT ACKNOWLEDGE THIS ADDENDUM.**

**ALL PRIME CONTRACTORS MUST ACKNOWLEDGE THIS ADDENDUM.**  
*CHECK THE PROJECT(S) FOR WHICH YOU ARE ACKNOWLEDGING*

ALL PROPOSAL HOLDERS PLEASE SIGN AND RETURN THIS PAGE BY  
RETURN FAX AT 360-705-6810.

- ☐ 08A024 BRITTON RD TO COAL CR BR VIC – PAVING
- ☐ 08A043 GREEN RIVER BRIDGE EMBANKMENT FAILURE
- ☐ 08C520 1.2 MI. W HCB – FISH PASSAGE
- ☐ 08A035 S 272ND ST TO SOUTHCENTER PARKWAY- RAMP PAVING
- ☐ 08X312 LEWIS AND CLARK BRIDGE SUBSTRUCTURE PAINTER
- ☐ 09B003 NCR SEAL 2009 AND SR20 ROADSIDE SAFETY IMPROVEMENT
- ☐ 09B009 QUINCY AREA PAVING